

Docket No.: G12-197996/KK
NGB.607



IP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of
Daisuke ENDO, et al.

Serial No.: 10/564,742 Group Art Unit: 1745
Filed: January 17, 2006 Examiner: Unknown
For: POSITIVE ACTIVE MATERIAL, PROCESS FOR PRODUCING
THE SAME, AND POSITIVE ELECTRODE FOR LITHIUM
SECONDARY BATTERY AND LITHIUM SECONDARY
BATTERY EACH EMPLOYING THE SAME

Honorable Commissioner of Patents
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Under the provisions of 37 CFR §1.97 through §1.98 and pursuant to Applicants' duty of disclosure under 37 CFR §1.56, Applicants respectfully brings the following document cited in the Chinese Office Action dated August 3, 2007, in a counterpart foreign application and listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents are provided herewith for the convenience of the Examiner.

In compliance with the requirements of 37 CFR §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of portions of an official action by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a foreign patent application on the same subject matter. However, no independent analysis of the references, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made, the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which Applicant is aware.

Serial No.: 11/507,610
Docket No.: A67-213928M/TRK
NGB.663

2

I hereby certify that each item of information contained in this Information Disclosure Statement was the first citation of that item by a foreign patent office in a counterpart foreign application, which occurred not more than three months prior to the filing of this statement.

It is respectfully requested that the listed references be considered by the Examiner and formally made of record in this application.

Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-0481.


Respectfully submitted,

Date:

11/2/07

**MCGINN INTELLECTUAL PROPERTY
LAW GROUP, PLLC**

8321 Old Courthouse Road, Suite 200
Vienna, Virginia 22182-3817
(703) 761-4100,
Customer No. 21254



Sean M. McGinn, Esq.
Registration No. 34,386